HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.12684 of 2006

Date: 20-03-2007.

Between :

Smt.B.Radha.

.....Petitioner

And

High Court of A.P., rep. by its Registrar (Administration), Hyderabad & others.

.....Respondents.

HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.12684 of 2006

ORDER : (Per Hon'ble Sri Justice Bilal Nazki)

Heard learned counsel for the parties.

The grievance of the petitioner is that Rules framed by Government of Andhra Pradesh with regard to the reservations in matters of promotion are not being followed by the High Court. In the counter-affidavit it is stated that the Government of Andhra Pradesh framed Rules by G.O.Ms.No.5, dated 14.02.2003 and G.O.Ms.No.21, dated 18.03.2003, ordering reservations in promotions. The said G.Os. have so far not been adopted by the High Court. It appears that certain representations were made and the petitioner, who belongs to Scheduled Caste community, had also made a representation. The Chief Justice, on 25th of January 2005, ordered,

> *"Having considered the question, I am of the view that it is not at all advisable to implement the reservations at the stage of promotions in High Court service. As such no amendment is*

required to be carried out to the Rules."

But subsequently, the Chief Justice, on 07.12.2005, on yet another representation, ordered that the matter be placed before the Rule Committee and the Rule Committee is seized of the matter and so far, no decision has been taken by the High Court.

In this view of the matter, we do not think that any relief can be granted to the petitioner at this stage, because it is ultimately the High Court which has to decide whether as a matter of policy, there should be any reservations in promotions or not. Therefore, the writ petition is dismissed. The counsel for petitioner has also submitted that the seniority of the petitioner is not fixed so far. She may make a representation, which may be considered by the respondents in accordance with law.

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BILAL NAZKI, J

20th March 2007.

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NOOTY RAMAMOHANA
RAO, J

ajr